

Youth Possession

KRS 438.350. No person under the age of 18 shall possess or use tobacco products. If any person under the age of 18 is found to be in possession of a tobacco product in plain view of a law enforcement officer, the tobacco product can be confiscated by the officer.

Exemption: This section does not apply to persons exempted by KRS 438.311 and 438.330, which states, "it shall not be unlawful for such a person to accept receipt of a tobacco product from a family member, or from an employer when required in the performance of the person's duties."

Restrictions on Distribution of Tobacco Product Samples or Sales of Single Cigarettes

Samples: KRS 438.313 (1996). No wholesaler, retailer or manufacturer of cigarettes or tobacco products may distribute samples of these products free of charge or otherwise, to any person under 18 years old. Violators shall be fined not less than \$100 or more than \$250 for each offense.

Single Cigarettes: KRS 438.317(1998). No person may sell cigarettes in units of fewer than 20 cigarettes. Violation is a fine of not less than \$100 or more than \$500.